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April 1, 2015

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Citizen Suit Coordinator
Environment and Natural Resources Division
Law and Policy Section
P.O. Box 7415
Ben Franklin Station
Washington, D.C. 20044-7415

Re: Freedom of Information Request

Dear Sir/Madam:

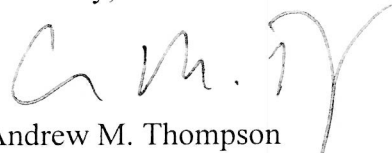
Pursuant to the information and disclosure provisions of the Freedom of Information Act, 5 U.S.C. § 552, we request the following:

The proposed Settlement Agreement submitted by the parties in the action styled *Center for Community Action and Environmental Justice v. Tree Island Wire (USA), Inc.*, Case No. 5:14-CV-01858-JGB-KK in the United States District Court for the Central District of California (see enclosed Notice of Settlement).

Please notify the undersigned as to the most expeditious way to obtain copies of the responsive documents, and if in response to this request, you withhold any requested documents, please describe the documents being withheld by stating the type of document being withheld and the basis for withholding such document.

Thank you in advance for your cooperation and please do not hesitate to contact me at (404) 815-3701 with any questions.

Sincerely,



Andrew M. Thompson

AMT/djc
cc: Regional Freedom of Information Officer
U.S. EPA, Region 9
75 Hawthorne Street (OPA-2)
San Francisco, CA 94105



Atlanta, Georgia | Frankfurt, Germany | Jacksonville, Florida | New York, New York | Washington, D.C.

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Attorneys for Plaintiff
CENTER FOR COMMUNITY ACTION
AND ENVIRONMENTAL JUSTICE

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

CENTER FOR COMMUNITY
ACTION AND ENVIRONMENTAL
JUSTICE, a non-profit corporation,

Plaintiff,

vs.

TREE ISLAND WIRE (USA), INC., a
corporation,

Defendant.

Case No. 5:14-cv-01858-JGB-KK

NOTICE OF SETTLEMENT

TO THE CLERK OF THE COURT, ANY INTERESTED PARTIES, AND
THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff CENTER FOR COMMUNITY

1 ACTION AND ENVIRONMENTAL JUSTICE and Defendant TREE ISLAND
2 WIRE (USA), INC., have finalized the terms of a Settlement Agreement to settle this
3 matter in its entirety.
4

5 PLEASE TAKE FURTHER NOTICE that, in accordance with federal law, no
6 judgment disposing of this action may be entered prior to forty-five (45) days
7 following the receipt of the proposed Settlement Agreement by the United States
8 Department of Justice and the national and Region IX offices of the United States
9 Environmental Protection Agency. *See* 40 C.F.R. § 135.5 (requiring the plaintiff to
10 provide notice to the Court of the 45-day agency review period under 33 U.S.C. §
11 1365(c)). Plaintiff sent the Settlement Agreement to the regulatory agencies on
12 March 23, 2015, and the regulatory agencies' review period is expected to close on or
13 about May 18, 2015. If any of the reviewing agencies object to the proposed
14 agreement, the parties would require additional time to meet and confer and attempt
15 to resolve the agencies' concerns. Consequently, the parties submit that good cause
16 exists to vacate any and all existing deadlines and obligations in this case, including
17 the responsive pleading deadline of April 3, 2015, and to set May 18, 2015, as the
18 deadline for the filing of a Stipulation for Approval of Settlement Agreement and
19 Dismissal of Plaintiffs Claims and [Proposed] Order, or a Notice that the settlement is
20 null and void.
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Respectfully submitted,

Dated: March 23, 2015

LOZEAU DRURY LLP

By: /s/ Douglas J. Chermak
Douglas J. Chermak
Attorneys for Plaintiff
CENTER FOR COMMUNITY ACTION AND
ENVIRONMENTAL JUSTICE

FERRUZZO & FERRUZZO, LLP

By: /s/ James J. Ferruzzo (as authorized on
3/23/15)
James J. Ferruzzo
Attorneys for Defendant
TREE ISLAND WIRE (USA), INC.

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA

3
4 CENTER FOR COMMUNITY
5 ACTION AND ENVIRONMENTAL
6 JUSTICE, a non-profit corporation,

7 Plaintiff,

8 vs.

9 TREE ISLAND WIRE (USA), INC., a
10 corporation,

11 Defendant.
12

Case No. 5:14-cv-01858-JGB-KK

**[PROPOSED] ORDER TO STAY
DEADLINES**

13 **[PROPOSED] ORDER**

14
15 IT IS HEREBY ORDERED that all existing deadlines and obligations in this
16 matter, including the responsive pleading deadline of April 3, 2015, shall be vacated.
17 The Court hereby sets May 18, 2015 as the deadline for the filing of a Stipulation for
18 Approval of Settlement Agreement and Dismissal of Plaintiff's Claims and
19 [Proposed] Order, or a Notice that the settlement is null and void.
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21 Dated: _____, 2015

22 Judge Jesus G. Bernal
23 United States District Judge
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